

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
EASTERN DIVISION

ROOSEVELT PARKER,

PLAINTIFF

v.

CAUSE No. 2:22-CV-45-HSO-BWR

STATE FARM FIRE AND  
CASUALTY COMPANY

DEFENDANT

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DEPOSITION OF TOMMY J. TOMPKINS, JR.

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Taken at the offices of Bryan, Nelson,  
Schroeder, Castigliola & Banahan, PLLC,  
1103 Jackson Avenue Pascagoula ,  
Mississippi, on Wednesday, January 25th,  
2023, beginning at 2:00 p.m.

**APPEARANCES:**

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**ATTORNEY FOR PLAINTIFF**

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**ATTORNEYS FOR DEFENDANT**

1 prepare this estimate yourself?

2 A. Prepare?

3 Q. Yes, sir. And if I'm using the wrong  
4 word, tell me about that.

5 A. I didn't create -- originally create  
6 this.

7 Q. Create. I should have used that word.  
8 Did you create this estimate?

9 A. I did not.

10 Q. Do you know who created it?

11 A. Yes.

12 Q. Who?

13 A. This estimate was written or estimated  
14 by Bill Tanner.

15 Q. And who is Bill Tanner?

16 A. I believe his formal name is William  
17 Tanner, and that is Austin Tanner's father.

18 Q. And does Austin Tanner's father work for  
19 ATA Loss Consulting as well?

20 A. He did when I resigned. I don't know if  
21 he still does.

22 Q. Okay. And do you know what his role --  
23 Austin Tanner's father, Bill Tanner, do you know  
24 what his role was there at ATA?

25 A. He was the estimator -- or an estimator.

1 Q. In reviewing Exhibit 1, is there any way  
2 that I can tell or that you can tell that Bill  
3 Tanner actually created this estimate?

4 A. No.

5 Q. And can you tell from that document,  
6 Exhibit 1, who else was involved in either the  
7 inspection process or the creation of the  
8 estimate? Can you tell who was involved in that  
9 process?

10 A. No.

11 MR. OGDEN:

12 That is one you're going to need to look  
13 at the pages on. He asked you a question. Is  
14 there any way that you can tell. You're going to  
15 have to look at every one of those pages to  
16 determine if somebody else's name was on anything.

17 THE WITNESS:

18 Well, there is nowhere to put a name.  
19 Like all these -- these pages are automatically  
20 generated by Xactimate.

21 MR. OGDEN:

22 That's fine. If that's what you know,  
23 then that's fine.

24 MR. MULLEN:

25 Q. Do you know who Patrick Curry is?

1 A. Yes.

2 Q. Who is Patrick Curry?

3 A. He was formerly an inspector for ATA  
4 Loss Consulting.

5 Q. And when you say "inspector," what does  
6 that involve? Is that the guy that goes out and  
7 looks at the property and takes pictures?

8 A. Yes.

9 Q. And does the inspector do anything else  
10 other than that task, to your knowledge?

11 A. They capture the Hover report.

12 Q. Okay. What is the Hover report?

13 A. It's the roof and wall report, the  
14 exterior of the home.

15 Q. Is that something that you look at in  
16 quality control as part of your review process?

17 A. Yes.

18 Q. And what do you look at that report for?

19 A. That report will tell me the total  
20 square footage of the roof based on Hover's  
21 calculations and it will give you the same thing  
22 for the exterior walls for the home. You know,  
23 again, that's based on Hover's calculations, but  
24 you would compare that, you know, with what you  
25 find in the estimate.

1 Q. Okay. Make sure the measurements are  
2 accurate?

3 A. Yes.

4 Q. Do you know who Hali -- that's  
5 H-a-l-i -- Pipkins is?

6 A. Yes.

7 Q. Who is Hali Pipkins?

8 A. She was the reviewer that reviewed the  
9 file prior to my quality control review.

10 Q. All right. And so correct me if I'm  
11 wrong, but if I understand the process here,  
12 Patrick Curry is the inspector. Bill Tanner  
13 creates the estimate. Hali Pipkins is the  
14 reviewer and then it gets to you, quality control,  
15 and you give it your final work-over, and then  
16 ultimately Austin Tanner, the president of ATA  
17 Loss Consulting, is the last person to deal with  
18 this or has anything to do with this commitment.  
19 Would that be right?

20 A. Typically, yes.

21 Q. Okay. Do you know what an audit trail  
22 is in Xactimate?

23 A. Yes.

24 Q. What is that?

25 A. It's a report that you can run in

1 Xactimate and you can view it or you can print it.  
2 But it shows, you know, who was in that file.

3 Q. So when you worked at ATA Loss  
4 Consulting, would you have been able to run an  
5 audit trail report on an estimate?

6 A. I would be able. It wasn't something  
7 that I typically did.

8 Q. Right. I understand. When you have  
9 estimates -- and I know these are going through  
10 this process from Mr. Curry, the inspector, to  
11 Mr. Tanner, the estimator, to Ms. Pipkins, the  
12 first reviewer -- are there multiple drafts or  
13 more than one draft of an estimate before it gets  
14 to the one that we're looking as Exhibit 1?

15 A. I wouldn't call it a draft, but there  
16 are different versions, you know. Like the  
17 version that started I with, you know, came from  
18 Hali Pipkins and the version she started with came  
19 from Bill Tanner, you know. So those other people  
20 that were involved in the claim before I was would  
21 have their own version.

22 Q. Okay. And each of those people in that  
23 structure from Mr. Curry through Mr. Tanner  
24 through Ms. Pipkins to you, each person had the  
25 ability to make some changes or, for lack of a

1 better word, tweaks to the estimate depending on  
2 what they saw as part of that process?

3 A. Yes.

4 Q. All right. And is it your understanding  
5 also that Mr. Tanner, Austin Tanner, would be able  
6 to also make changes even after you, at quality  
7 control, had reviewed it?

8 A. It's possible, yes.

9 Q. Do you know of any instance where  
10 Mr. Austin Tanner did make changes to something  
11 you reviewed as part of your quality control  
12 process?

13 A. Not that I'm aware of, but I wouldn't  
14 have any way of knowing.

15 Q. Right. Because that went up above your  
16 level?

17 A. Correct.

18 Q. All right. Now, let's put that back  
19 together.

20 A. I thought you were going to let me keep  
21 this.

22 Q. The court reporter will pursue you if  
23 you take it. Thank you, sir.

24 Let me get this marked as Exhibit 2.  
25 And Lindsey, this is Parker ECS 742 through 743 in